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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/708,498	11/09/2000	Katsunori Kawano	100390.01	4183

25944 7590 11/12/2002

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EXAMINER

ANGEBRANNDT, MARTIN J

ART UNIT	PAPER NUMBER
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1756

DATE MAILED: 11/12/2002

9

Please find below and/or attached an Office communication concerning this application or proceeding.

72-9

Advisory Action

Application No.

09/708,498

Applicant(s)

KAWANO ET AL.

Examiner

Martin J Angebranndt

Art Unit

1756

--Th MAILING DATE of this communication appears on the cover sheet with the corresponding address --

THE REPLY FILED 23 October 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ they raise the issue of new matter (see Note below);
- (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:


Claim(s) allowed: none.

Claim(s) objected to: none.

Claim(s) rejected: 1-7 and 53.

Claim(s) withdrawn from consideration: _____.

8. ☐ The proposed drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☒ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). 8.
10. ☒ Other: pto-802 1449 892


Martin J Angebranndt
Primary Examiner
Art Unit: 1756

Continuation of 2. NOTE: The issue of a combination of spatial and polarization multiplexing in colored holograms due to the use of the LCD/spatial light modulator is newly presented, but does not clearly place the current claims in condition for allowance .

Continuation of 5. does NOT place the application in condition for allowance because: The PTO-1449 is not proper for acceptance after final as there is not appropriate certification or fees. The examiner notes that some of these references were not cited in the parent application. The examiner has given the limitations of the amendment more consideration than during the interview and believes that the limitations are more directed to the apparatus or process, not the medium alone as there would be no necessary difference between the holograms recorded using the same reference beam and different object beams. In this case polarization and spatial multiplexing of the two images would also be present. The examiner has given the combination of multiplexing some thought and note the combination of angular and spatial multiplexing in Taylor '251 and phase shifting and spatial multiplexing in Eaglefield '641. The prior art clearly shows multiplexing using polarization alone and the combination of this with another multiplexing technique seems obvious at this point. The examiner notes that the parent application has issued as patent 6,452,890. The use of LCD polarizing elements in the holographic arts is disclosed in JP 03-149660 in figure 2.

MR
11/5/02